

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CIVIL TRIAL MINUTES

The Honorable WILLIAM H. ALSUP

Date: April 27, 2012

Case No.: **C10-03561 WHA**

Case Name: **ORACLE AMERICA, INC.** v. **GOOGLE INC.**

Plaintiff's Counsel: Michael Jacobs; Dan Muino; Fred Norton; Andrew Temkin; David Boies; Ken Kuwayti
Steven Holtzman; Dorian Daley; Safra Catz (Corporate Representative)

Defendant's Counsel: Robert Van Nest; Christa Anderson; Dan Purcell; Michael Kwun; Bruce Baber
Renny Hwang; Catherine Lacavera (Corporate Representative)

Clerk: Dawn K. Toland

Court Reporter: Debra Pas

Trial Began: April 16, 2012

Further Trial: April 30, 2012 at 7:30 am

Trial Motions Heard:

Disposition

- | | | |
|----|-------|-------|
| 1. | _____ | _____ |
| 2. | _____ | _____ |
| 3. | _____ | _____ |

Other:

Time in Trial: 7 hours 20 minutes

NORTHERN DISTRICT OF CALIFORNIA

Case No: **C10-03561 WHA**

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EXHIBIT and WITNESS LIST

JUDGE: WILLIAM H. ALSUP	PLAINTIFF ATTORNEY: Michael Jacobs; Dan Muino Fred Norton; David Boies; Dorian Daley Steven Holtzman; Ken Kuwayti	DEFENSE ATTORNEY: Robert Van Nest; Christa Anderson Dan Purcell; Michael Kwun Bruce Baber
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TRIAL DATE: April 27, 2012	REPORTER(S): Debra Pas	CLERK: Dawn Toland
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PLF NO.	DEF NO	DATE OFFERED	ID	REC	DESCRIPTION	BY
		<u>7:30 am</u>			<u>Outside the presence of the jury. Jury instructions will be argued at 2:15 pm. Counsel can have 10 minutes to review exhibits before moving them into evidence.</u>	
		<u>7:37 am</u>			<u>Recess</u>	
		<u>7:47 am</u>			<u>Outside the presence of the jury. Michael Jacobs advised the Court parties stipulate to admit exhibits: 465, 466, 467, 468, 469, 470, 471, 472, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, and 488. Defendant objects to plaintiff's offering of exhibits 1078, 1076, 1077 and 1081. Plaintiff will bring in a custodian of records to testify as to these exhibits. Defendant submitted impeachment clips marked as exhibits 3533, 3531, and 3532.</u>	
		<u>8:07 am</u>			<u>Reconvene...jury present</u>	
					<u>Direct of Professor Owen Astrachan</u>	
	<u>3525</u>		<u>x</u>		<u>Chart</u>	
	<u>623.101</u>		<u>x</u>	<u>x</u>	<u>\j2se\src-\java\lang\Mathjava</u>	
	<u>47.101</u>		<u>x</u>	<u>x</u>	<u>Gingerbread:libcore\luni\src\main\java\java\lang\Math.java</u>	
	<u>3536</u>		<u>x</u>		<u>Demonstrative</u>	
		<u>9:16 am</u>			<u>Recess</u>	
		<u>9:32 am</u>			<u>Reconvene...jury present</u>	
					<u>Cross Examination by Michael Jacobs</u>	
<u>610.2</u>			<u>x</u>		<u>Java 2 Platform Standard Edition 5.0 API</u>	

		<u>9:48 am</u>			<u>Redirect Examination</u>
		<u>9:51 am</u>			<u>Recross Examination</u>
		<u>9:51 am</u>			<u>Re Redirect</u>
		<u>9:52 am</u>			<u>Witness Excused</u>
					<u>Defendant REST</u>
		<u>9:56 am</u>			<u>Plaintiff's Rebuttal witness by video Aditya Agarwal</u>
		<u>9:58 am</u>			<u>Plaintiff's Rebuttal witness Mark Reinhold still under oath. Direct by Michael Jacobs</u>
<u>3530</u>			<u>x</u>	<u>x</u>	<u>Copyright Office Registration</u>
<u>3529</u>			<u>x</u>	<u>x</u>	<u>Copyright Office Registration</u>
<u>1076</u>			<u>x</u>	<u>x</u>	<u>CD Rom of Getting Started with J2SE 5.0</u>
		<u>10:08 am</u>			<u>Voir Dire by Bruce Babers</u>
	<u>1076</u>		<u>x</u>	<u>x</u>	<u>CD Rom of Getting Started with J2SE 5.0</u>
	<u>3529</u>		<u>x</u>	<u>x</u>	<u>Copyright Office Registration</u>
		<u>10:11 am</u>			<u>Direct continued</u>
		<u>10:12 am</u>			<u>Cross Examination</u>
		<u>10:25 am</u>			<u>Court Exam</u>
					<u>Redirect Examination</u>
<u>1082</u>			<u>x</u>	<u>x</u>	<u>License Agreement</u>
<u>1083</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
<u>1084</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
<u>1085</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
<u>1086</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
<u>1087</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
<u>1088</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
<u>1089</u>			<u>x</u>	<u>x</u>	<u>Java Specification Participation Agreement</u>
		<u>10:30 am</u>			<u>ReCross</u>
		<u>10:30 am</u>			<u>Witness Excused</u>
		<u>10:31am</u>			<u>Plaintiff's Rebuttal Witness Tiki Dare sworn-in. Direct by Michael Jacobs</u>
<u>1078</u>			<u>x</u>		<u>Letter Re Request for Registration of Copyright in Computer Program</u>
<u>1081</u>			<u>x</u>		<u>Letter Re Request for Registration in Computer Program</u>
		<u>10:35 am</u>			<u>Voir Dire by Bruce Babers</u>

		<u>10:36 am</u>			<u>Direct continued</u>
<u>1076</u>			<u>x</u>	<u>x</u>	<u>CD Rom of Getting Started with J2SE 5.0</u>
<u>1077</u>			<u>x</u>		<u>Cover and Packaging</u>
		<u>10:38 am</u>			<u>Voir Dire</u>
		<u>10:40 am</u>			<u>Direct continued</u>
<u>1078</u>			<u>x</u>	<u>x</u>	<u>Letter Re Request for Registration of Copyright in Computer Program</u>
<u>1081</u>			<u>x</u>	<u>x</u>	<u>Letter Re Request for Registration in Computer Program</u>
<u>1077</u>			<u>x</u>	<u>x</u>	<u>Cover and Packaging</u>
		<u>10:44 am</u>			<u>Witness Excused</u>
					<u>Recess</u>
					<u>Outside the presence of the jury. Plaintiff raised an issue on the designation of Veneet Gupta. Exhibit 43.1 received into evidence</u>
<u>43.1</u>			<u>x</u>	<u>x</u>	<u>Android Platform Diagram</u>
		<u>10:55 am</u>			<u>Recess</u>
		<u>11:09 am</u>			<u>Reconvene....jury present</u>
					<u>Plaintiff's Rebuttal Witness John Mitchell still under oath. Direct by Michael Jacobs</u>
<u>610.2</u>			<u>x</u>	<u>x</u>	<u>Java 2 Platform Standard Edition 5.0 Edition</u>
<u>46.20</u>			<u>x</u>	<u>x</u>	<u>Froyo:\dalvik\libcore\security\src\main\java\java\security</u>
		<u>11:27 am</u>			<u>Cross Examination by Bruce Babers</u>
	<u>610.2</u>		<u>x</u>	<u>x</u>	<u>Java 2 Platform Standard Edition 5.0 Edition</u>
		<u>11:44 am</u>			<u>Witness Excused</u>
<u>3215</u>			<u>x</u>	<u>x</u>	<u>Google SEC Form</u>
		<u>11:46 am</u>			<u>Deposition Excerpts of Vineet Gupta read into the record</u>
		<u>11:48 am</u>			<u>Plaintiff's Rebuttal Witness Safra Catz sworn-in. Direct by Fred Norton.</u>
<u>1074</u>			<u>x</u>	<u>x</u>	<u>Email dated June 28, 2010 from Alan Eustace to Safra Catz</u>
<u>2362</u>			<u>x</u>	<u>x</u>	<u>Email Dated April 20, 2009 From Larry Ellison</u>
		<u>12:02 pm</u>			<u>Cross Examination</u>
	<u>1074</u>		<u>x</u>	<u>x</u>	<u>Email dated June 28, 2010 from Alan Eustace to Safra Catz</u>
		<u>12:09 pm</u>			<u>Redirect</u>

